

**FEDERAL LAW
NO. 152-FZ OF JULY 27, 2006
ON PERSONAL DATA**

**(with the Amendments and Additions of November 25, December 27, 2009, June 28,
July 27, November 29, December 23, 2010, June 4, July 25, 2011, April 5, July 23,
December 21, 2013, June 4, 2014)**

**Passed by the State Duma on July 8, 2006
Approved by the Federation Council on July 14, 2006**

Chapter 1. General Provisions

Article 1. Scope of This Federal Law

Information on changes:

Federal Law No. 261-FZ of July 25, 2011 reworded Part 1 of Article 1 of this Federal Law. The new wording shall extend to the legal relations arising from July 1, 2011

See the text of the Part in the previous wording

1. This Federal Law regulates the relationships relating to the processing of personal data by federal governmental bodies, governmental bodies of subjects of the Russian Federation and other governmental bodies (hereinafter referred to as "governmental bodies"), local self-government bodies and other municipal bodies (hereinafter referred to as "municipal bodies"), legal entities and natural persons by means of automation facilities, for instance in information-telecommunication networks, or without such facilities, if the processing of personal data without the use of such facilities corresponds to the character of the actions (operations) as involving the personal data by means of automation facilities, i.e., allows to search - according to a set algorithm - for the personal data recorded on a material medium and available in card files or other systematised corpuses of personal data and/or access to such personal data.

2. The scope of this Federal Law shall not apply to the relations arising:

1) in case of personal data being processed by individuals exclusively for personal and family needs unless that is in violation of the rights of the subjects of personal data;

2) in the organisation of safe-keeping, building-up, record-keeping and use of personal data containing Russian Federation's Archives fund documents and other archives documents as envisaged under the [legislation](#) on Archives in the Russian Federation;

3) **abrogated** from July 1, 2011;

Information on changes:

See the text of [Item 3 of Part 2 of Article 1](#)

4) in case of processing of personal data categorised, as appropriate, as the data constituting a [state secret](#).

Information on changes:

Federal Law No. 123-FZ of June 28, 2010 supplemented Part 2 of Article 1 of this Federal Law with Item 5. The Item shall enter into force from July 1, 2010

5) the provision of information by empowered bodies on the activities of courts in the

Russian Federation in accordance with [Federal Law](#) No. 262-FZ of December 22, 2008 on the Provision of Information about the Activities of Courts in the Russian Federation.

Article 2. Aim of This Federal Law

The aim of this Federal Law is to provide for the protection of the rights and liberties of person and citizen in the processing of his or her personal data, including protection of the rights to the inviolability of private life, personal and family secrets.

Information on changes:

[Federal Law](#) No. 261-FZ of July 25, 2011 reworded Article 3 of this Federal Law. The new wording shall *extend* to the legal relations arising from July 1, 2011

[See the text of the Article in the previous wording](#)

Article 3. The Basic Notions Used in the Present Federal Law

The following basic notions are used for the purposes of this Federal Law:

- 1) "**personal data**" meaning any information directly or indirectly concerning a natural person who is defined or is being defined (personal data subject);
- 2) "**operator**" meaning a governmental body, a municipal body, a legal entity or a natural person that on its/his/her own or jointly with other persons organises and/or realises the processing of personal data, and also defines the purposes of personal data procession, the composition of the personal data which are subject to processing and the actions (operations) involving personal data;
- 3) "**processing of personal data**" meaning any action (operation) or a set of actions (operations) realised by means of automation facilities or without such facilities as involving personal data, including the gathering, recording, systematising, accumulating, storing, updating (renewing and altering), retrieving, using, transmitting (disseminating, providing and accessing), depersonalising, blocking, deleting and destroying personal data;
- 4) "**automated personal data processing**" meaning the processing of personal data by means of computers;
- 5) "**dissemination of personal data**" meaning actions aimed at disclosing personal data to an unlimited group of persons;
- 6) "**provision of personal data**" meaning actions aimed at disclosing personal data to a certain person or a certain group of persons;
- 7) "**blocking personal data**" meaning the temporary termination of personal data processing (except for cases when processing is needed for adjusting personal data);
- 8) "**destruction of personal data**" meaning actions resulting in the impossibility of restoring the content of personal data in a information systems dedicated to personal data and/or in the destruction of personal data material media;
- 9) "**depersonalisation of personal data**" meaning actions resulting in the impossibility of identifying -- without the use of additional information -- the belonging of personal data to a specific personal data subject;
- 10) "**information systems dedicated to personal data**" meaning the combination of the personal data contained in databases and the information technologies and hardware allowing to process them;
- 11) "**transborder flow of personal data**" meaning the dispatch of personal data to the territory of a foreign state to a governmental body of a foreign state, to a foreign natural person or a foreign legal entity.

Article 4. Legislation of the Russian Federation as Far as Personal Data Are

Concerned

1. The legislation of the Russian Federation in relation to personal data is based on the [Constitution](#) of the Russian Federation and international agreements of the Russian Federation and consists of this Federal Law and other federal laws determining instances and the specificity of processing personal data.

Information on changes:

[Federal Law No. 261-FZ of July 25, 2011](#) reworded Part 2 of Article 4 of this Federal Law. The new wording shall [extend](#) to the legal relations arising from July 1, 2011

[See the text of the Part in the previous wording](#)

2. On the basis of and pursuant to federal laws governmental bodies, the Bank of Russia and local self-government bodies within the scope of their powers may adopt normative legal acts, normative acts and legal acts (hereinafter referred to as "normative legal acts") on specific issues relating to the processing of personal data. Such acts shall not contain provisions limiting the rights of personal data subjects, establishing restrictions -- other than those envisaged by federal laws -- on the activities of operators or vesting in operators the duties not envisaged by federal laws, and they are subject to official publication.

3. The specificity of processing of personal data effected without the use of automation means may be prescribed by the federal laws and other statutory legal acts of the Russian Federation with due regard for the provisions of this Federal Law.

4. Unless an international agreement of the Russian Federation establishes rules other than those specified under this Federal Law, the rules of the international agreement shall prevail.

Chapter 2. Principles of and Conditions for Processing Personal Data

Information on changes:

[Federal Law No. 261-FZ of July 25, 2011](#) reworded Article 5 of this Federal Law. The new wording shall [extend](#) to the legal relations arising from July 1, 2011

[See the text of the Article in the previous wording](#)

Article 5. The Principles of Processing of Personal Data

1. Personal data shall be processed lawfully and fairly.

2. Personal data shall be processed within the scope of specified, preset and lawful purposes. It is hereby prohibited to process personal data if such processing is incompatible with the purposes of personal data gathering.

3. It is hereby prohibited to pool up databases containing the personal data whose processing is done for purposes which are mutually incompatible.

4. Processing shall involve only the personal data which meet the intended purposes of the processing thereof.

5. The contents and scope of processed personal data shall correspond to the declared purposes of processing. Processed personal data shall not be excessive in respect of the declared purposes of processing thereof.

6. When personal data are being processed one shall ensure the correctness of the personal data, the sufficiency thereof, and where necessary also feasibility in respect of the purposes of personal data processing. The operator shall take the necessary measures or make sure they are taken to delete or update incomplete or inaccurate data.

7. Personal data shall be stored in a form allowing to identify the subject of the personal data for a term not exceeding the one which is required by the purposes of personal data processing, unless a storage term is established for the personal data by a federal law, a contract to which the personal data subject is a beneficiary or surety. Processed personal data shall be destroyed or depersonalised when the purposes of processing are attained or if the need for attaining such purposes is lost, except as otherwise established by a federal law.

Information on changes:

*Federal Law No. 261-FZ of July 25, 2011 reworded Article 6 of this Federal Law. The new wording shall **extend** to the legal relations arising from July 1, 2011*

[See the text of the Article in the previous wording](#)

Article 6. Conditions for Processing Personal Data

1. Personal data shall be processed so that the principles and the rules envisaged by this Federal Law be observed. The processing of personal data is admissible in the following cases:

1) the personal data are processed on the consent of the subject of the personal data to his personal data's being processed;

2) the personal data are to be processed for the purpose of attaining the objectives envisaged by an international agreement of the Russian Federation or a law, for the realisation and execution of the functions, powers and duties vested in the operator by the legislation of the Russian Federation;

3) the personal data are to be processed for the purpose of exercising justice, performing a court's judgement, a decision of another body or official which have to be performed according to the [legislation](#) of the Russian Federation on execution proceedings (hereinafter referred to as "the performance of a court's judgement");

Information on changes:

Federal Law No. 43-FZ of April 5, 2013 amended Item 4 of part 1 of Article 6 of this Federal Law

[See the previous text of the Item](#)

4) the personal data are to be processed for the purpose of providing the execution of the powers of federal executive governmental bodies, the bodies of state non-budget funds, the executive governmental bodies of subjects of the Russian Federation and local self-government bodies and the functions of the organisations taking part in the provision of state and municipal services respectively which are envisaged in Federal Law No. 210-FZ of July 27, 2010 on Organising the Provision of State and Municipal Services, including the registration of a personal data subject on the integrated portal for state and municipal services and/or the regional portals for state and municipal services;

Information on changes:

*Federal Law No. 363-FZ of December 21, 2013 reworded Item 5 of part 1 of Article 6 of this Federal Law. The new wording shall **enter into force** on July 1, 2014*

[See the Item in the previous wording](#)

5) personal data are to be processed for the purpose of executing the contract to which the personal data subject is either a beneficiary or surety, in particular in the event of the

exercise by the operator of the right thereof to assign the rights (claims) under such contract, and also of concluding a contract on the initiative of the personal data subject or a contract under which the personal data subject is going to be a beneficiary or surety;

6) the personal data are to be processed for the purpose of protecting the life, health or other vital interests of the personal data subject, unless the consent of the personal data subject can be obtained;

7) the personal data are to be processed for the purpose of exercising the rights and lawful interests of the operator or third persons or for the purpose of attaining goals of public importance, unless in this case the rights and freedoms of the personal data subject are infringed upon;

8) the personal data are to be processed for the purpose of pursuing the professional activities of a journalist and/or the lawful activities of a mass medium or scientific, literary or another creative activity, unless the rights and lawful interests of the personal data subject are infringed upon;

9) the personal data are processed for statistical or other research purposes, except for the purposes specified in [Article 15](#) of this Federal Law, on the condition of compulsory depersonalisation of the personal data;

10) the processing is done in respect of personal data to which access is provided by the personal data subject or on the request thereof to an unlimited group of persons (hereinafter referred to as "the personal data made available to the general public by the personal data subject");

11) the processing is done in respect of personal data which are subject to publication or compulsory disclosure in accordance with a federal law.

2. The details of processing of special categories of personal data and also biometric personal data are established by [Articles 10](#) and [11](#) of this Federal Law, respectively.

3. On the consent of the personal data subject the operator is entitled to entrust another person with the processing of personal data, except as otherwise envisaged by a federal law, under a contract concluded with that person, for instance a state or municipal contract or by means of a relevant act adopted by a governmental or municipal body (hereinafter referred to as "the operator's assignment"). The person processing personal data on the operator's assignment shall observe the principles and rules governing the processing of personal data which are envisaged by this Federal Law. The operator's assignment shall define a list of the actions (operations) which are going to be committed (performed) in respect of the personal data by the person processing personal data, and the purposes of the processing as well as that person's duty to observe the non-disclosure status of personal data and it shall ensure the security of personal data when they are being processed and also refer to the provisions governing the protection of processed personal data according to [Article 19](#) of this Federal Law.

4. The person processing personal data on the operator's assignment is not obligated to seek the consent of the personal data subject to his personal data's being processed.

5. If the operator entrusts another person with the processing of personal data the operator shall be liable to the personal data subject for the actions of said person. The person processing personal data on the operator's assignment shall be liable to the operator.

Information on changes:

Federal Law No. 261-FZ of July 25, 2011 reworded [Article 7](#) of this Federal Law. The new wording shall [extend](#) to the legal relations arising from July 1, 2011

[See the text of the Article in the previous wording](#)

Article 7. The Non-Disclosure Status of Personal Data

The operators and the other persons which have access to personal data shall abstain from disclosing to third persons and from disseminating the personal data without the consent of the personal data subject, except as otherwise envisaged by a federal law.

Article 8. Generally Accessible Sources of Personal Data

Information on changes:

Federal Law No. 261-FZ of July 25, 2011 amended Part 1 of Article 8 of this Federal Law. The amendments shall extend to the legal relations arising from July 1, 2011

See the text of the Part in the previous wording

1. For informational support purposes, generally accessible sources of personal data (including reference books, address books) may be created. Generally accessible sources of personal data may, with the consent in writing thereto of the subject of personal data, comprise his or her family name, first name, patronymic, year and place of birth, address, subscriber's number, data on the profession and other personal data communicated by the personal data subject.

Information on changes:

Federal Law No. 261-FZ of July 25, 2011 amended Part 2 of Article 8 of this Federal Law. The amendments shall extend to the legal relations arising from July 1, 2011

See the text of the Part in the previous wording

2. The data on the subject of personal data shall be excluded at any time from generally accessible sources of personal data at the request of the subject of personal data or by decision of the court or other duly authorised state bodies.

Information on changes:

Federal Law No. 261-FZ of July 25, 2011 reworded Article 9 of this Federal Law. The new wording shall extend to the legal relations arising from July 1, 2011

See the text of the Article in the previous wording

Article 9. The Consent of a Personal Data Subject to His Personal Data's Being Processed

1. A personal data subject shall take a decision on provision of his personal data and shall give his consent to their being processed without duress, by his own will and in his own interest. The consent to the processing of personal data shall be specified, well-informed and in full awareness. The consent to the processing of personal data may be given by the personal data subject or a representative thereof in any form that allows to acknowledge that it has been obtained, except as otherwise established by a federal law. If the consent is obtained to the processing of personal data from a representative of the personal data subject the powers of that representative to give consent on behalf of the personal data subject shall be verified by the operator.

2. The consent to the processing of personal data may be revoked by the personal data subject. If the consent to the processing of personal data is revoked by the personal data subject the operator is entitled to keep processing the personal data without the consent of the personal data subject if there are the grounds described in [Items 2-11 of Part 1 of Article 6](#), [Part 2 of Article 10](#) and [Part 2 of Article 11](#) of this Federal Law.

3. The duty to provide evidence of the existence of the consent of the personal data subject to his personal data's being processed or evidence of the existence of the grounds described in [Items 2-11 of Part 1 of Article 6](#), [Part 2 of Article 10](#) and [Part 2 of Article 11](#) of this Federal Law is vested in the operator.

4. In the cases envisaged by a federal law, personal data are processed only on the written consent of the personal data subject. The following shall qualify as consent in writing on a paper medium of a personal data subject containing the autograph signature of the personal data subject: consent filed as an electronic document signed in accordance with a federal law by means of an electronic signature. The consent in writing of the personal data subject to his personal data's being processed shall for instance include the following:

1) the surname, first name, patronymic and address of the personal data subject, the number of his main personal identification document, the date of issue of said document and information on the body that has issued it;

2) the surname, first name, patronymic and address of the representative of the personal data subject, the number of his main personal identity document, the date of issue of said document and information on the body that has issued it, the details of the power of attorney or the other document confirming the powers of that representative (if the consent is received from a representative of the personal data subject);

3) the name or the surname, first name, patronymic and address of the operator which seeks the consent of the personal data subject;

4) the purpose of processing the personal data;

5) a list of the pieces of personal data to the processing of which the consent of the personal data subject is given;

6) the name or the surname, first name, patronymic and address of the person that processes the personal data on the operator's assignment, if such person is going to be entrusted with the processing;

7) a list of the actions involving the personal data to the commission of which the consent is given and a general description of the personal data processing techniques used by the operator;

8) the effective term of the consent of the personal data subject and also the manner in which it may be revoked, except as otherwise established by a federal law;

9) the signature of the personal data subject.

5. The procedure for getting the consent of the personal data subject in the form of an electronic document to his personal data's being processed for the purposes of providing state and municipal services and also the services deemed necessary and compulsory for the purposes of providing state and municipal services shall be established by the Government of the Russian Federation.

6. If the personal data subject lacks capacity, consent to his personal data's being processed shall be given by a legal representative of the personal data subject.

7. In the event of the death of the personal data subject a consent to his personal data's being processed shall be given by the heirs of the personal data subject, unless such consent had been given by the personal data subject in his life.

8. Personal data may be received by the operator from a person other than the personal data subject, if the operator is provided with evidence of the existence of the grounds mentioned in [Items 2-11 of Part 1 of Article 6](#), [Part 2 of Article 10](#) and [Part 2 of Article 11](#) of this Federal Law.

Article 10. Special Categories of Personal Data

1. The processing of special categories of personal data concerning racial and/or national background, political outlook, religious or philosophical convictions, state of health,

intimate life shall not be allowed, except for the instances specified under [Part 2](#) of this Article.

2. The processing of special categories of personal data specified under [Part 1](#) of this Article shall be allowed in instances when:

1) the subject of personal data gives his or her consent in writing to the processing of his or her personal data;

Information on changes:

Federal Law No. 261-FZ of July 25, 2011 reworded Item 2 of Part 2 of Article 10 of this Federal Law. The new wording shall [extend](#) to the legal relations arising from July 1, 2011

[See the text of the Item in the previous wording](#)

2) the personal data have been made available to the general public by the personal data subject;

Information on changes:

Federal Law No. 266-FZ of November 25, 2009 supplemented Part 2 of Article 10 of this Federal Law with Item 2.1

2.1) the processing of personal data is necessary in connection with the realisation of the international treaties of the Russian Federation on readmission;

Information on changes:

Federal Law No. 204-FZ of July 27, 2010 supplemented Part 2 of Article 10 of this Federal Law with Item 2.2

2.2) Personal data shall be processed in accordance with [Federal Law No. 8-FZ of January 25, 2002 on the All-Russia Census of the Population](#);

Information on changes:

Federal Law No. 216-FZ of July 21, 2014 amended Item 2.3 of part 2 of Article 10 of this Federal Law. The amendments shall [enter into force](#) on January 1, 2015

Federal Law No. 261-FZ of July 25, 2011 supplemented Part 2 of Article 10 of this Federal Law with Item 2.3. The Item shall [extend](#) to the legal relations arising from July 1, 2011

2.3) personal data are to be processed in accordance with the legislation on state welfare, the [labour legislation](#) and the legislation of the Russian Federation [on pensions under state pension schemes](#) and [labour pensions](#);

Information on changes:

Federal Law No. 261-FZ of July 25, 2011 reworded Item 3 of Part 2 of Article 10 of this Federal Law. The new wording shall [extend](#) to the legal relations arising from July 1, 2011

[See the text of the Item in the previous wording](#)

3) personal data are to be processed for the purpose of protecting the life, health or other vital interests of the personal data subject or the life, health or other vital interests of other persons, and no consent can be obtained from the personal data subject;

4) personal data processing is effected for medical-disease-prevention purposes, for

purposes of establishing a medical diagnosis, providing medical-social services, provided always that the personal data processing is conducted by a person who is professionally engaged in medical activity and is obligated under the [legislation](#) of the Russian Federation to keep medical secrecy;

5) processing of personal data of members (participants) of a public association or religious organisation is conducted by the appropriate public association or religious organisation operating in accordance with the legislation of the Russian Federation, for achieving legitimate goals envisaged in their constituent documents, provided that the personal data shall not be disseminated without the consent thereto in writing of the subjects of personal data;

Information on changes:

[Federal Law No. 261-FZ of July 25, 2011](#) reworded Item 6 of Part 2 of Article 10 of this Federal Law. The new wording shall [extend](#) to the legal relations arising from July 1, 2011

[See the text of the Item in the previous wording](#)

6) personal data are to be processed for the purpose of establishing or exercising the rights of the personal data subject or third persons, and equally in connection with the exercise of justice;

Information on changes:

[Federal Law No. 261-FZ of July 25, 2011](#) reworded Item 7 of Part 2 of Article 10 of this Federal Law. The new wording shall [extend](#) to the legal relations arising from July 1, 2011

[See the text of the Item in the previous wording](#)

7) personal data are processed in accordance with the legislation of the Russian Federation on defence, [security](#), [countering terrorism](#), [transport safety](#), [countering corruption](#), [operative search operations](#), [execution proceedings](#) and the criminal execution legislation of the Russian Federation;

Information on changes:

[Federal Law No. 205-FZ of July 23, 2013](#) supplemented Part 2 of Article 10 of this Federal Law with Item 7.1

7.1) personal data obtained where it is established by the legislation of the Russian Federation shall be processed by the bodies of the procurator's office in connection with the exercise of procuracy supervision by them;

Information on changes:

[Federal Law No. 261-FZ of July 25, 2011](#) reworded Item 8 of Part 2 of Article 10 of this Federal Law. The new wording shall [extend](#) to the legal relations arising from July 1, 2011

[See the text of the Item in the previous wording](#)

8) personal data are processed in accordance with the legislation on compulsory types of insurance or the insurance legislation;

Information on changes:

Federal Law No. 261-FZ of July 25, 2011 supplemented Part 2 of Article 10 of this Federal Law with Item 9. The Item shall extend to the legal relations arising from July 1, 2011

9) personal data are processed in the cases envisaged by the legislation of the Russian Federation by governmental bodies, municipal bodies or organisations for the purposes of placing children left without parental care into citizens' families for foster care.

Information on changes:

Federal Law No. 142-FZ of June 4, 2014 supplemented part 2 of Article 10 of this Federal Law with Item 10. The Item shall enter into force upon the expiry of 60 days after the date of the official publication of the said Federal Law

10) personal data shall be processed in compliance with the legislation of the Russian Federation on Russian Federation citizenship.

3. The processing of personal data on previous conviction may be effected by the state bodies or municipal bodies within the limit of their respective powers vested in them under the legislation of the Russian Federation and also by other persons in instances and in the procedure to be prescribed in keeping with the federal laws.

Information on changes:

Federal Law No. 261-FZ of July 25, 2011 amended Part 4 of Article 10 of this Federal Law. The amendments shall extend to the legal relations arising from July 1, 2011

See the text of the Part in the previous wording

4. The processing of special categories of personal data effected in the instances specified under Parts 2 and 3 of this Article shall be immediately terminated, provided the reasons for which the processing was undertaken have been removed, except as otherwise established by a federal law.

Information on changes:

Federal Law No. 261-FZ of July 25, 2011 reworded Article 11 of this Federal Law. The new wording shall extend to the legal relations arising from July 1, 2011

See the text of the Article in the previous wording

Article 11. Biometric Personal Data

1. The information which characterises the physiological and biological features of a single individual whereby he/she can be identified (biometric personal data) and is used by an operator to identify a personal data subject may be processed only if there is consent in writing of the personal data subject, except for the cases envisaged by Part 2 of this article.

Information on changes:

Federal Law No. 142-FZ of June 4, 2014 amended part 2 of Article 11 of this Federal Law. The amendments shall enter into force upon the expiry of 60 days after the date of the official publication of the said Federal Law

See the part in the previous wording

2. Biometric personal data may be processed without the consent of the personal data

subject in connection with the implementation of international agreements of the Russian Federation on readmission, in connection with the exercise of justice and the performance of court's judgements and also in the cases envisaged by the legislation of the Russian Federation on defence, [security](#), [countering terrorism](#), [transport safety](#), [countering corruption](#), [operative search operations](#), the state service, the criminal execution legislation of the Russian Federation and the [legislation](#) of the Russian Federation on the procedure for exit from the Russian Federation and entry in the Russian Federation, on [Russian Federation citizenship](#).

Information on changes:

Federal Law No. 261-FZ of July 25, 2011 reworded Article 12 of this Federal Law. The new wording shall [extend](#) to the legal relations arising from July 1, 2011

[See the text of the Article in the previous wording](#)

Article 12. The Transborder Personal Data Flow

1. The transborder flow of personal data to the territories of the foreign states being a party to the Convention of the Council of Europe for the Protection of Individuals with regard to Automatic Processing of Personal Data and also of the other foreign states that ensure adequate protection in respect of the rights of personal data subjects shall take place in accordance with this Federal Law and it may be prohibited or restricted for the purposes of protecting the foundation of the constitutional system of the Russian Federation, the morals, health, rights and lawful interests of citizens and safeguarding national defence and state security.

2. The empowered body in charge of the protection of the rights of personal data subjects shall endorse a list of the foreign states which are not a party to the Convention of the Council of Europe for the Protection of Individuals with regard to Automatic Processing of Personal Data and ensure adequate protection of the rights of personal data subjects. A state not being a party to the Convention of the Council of Europe for the Protection of Individuals with regard to Automatic Processing of Personal Data may be included in the list of the foreign states which ensure an adequate protection of the rights of personal data subjects if the norms of law and applicable personal data security measures effective in said state comply with the provisions of said Convention.

3. Before the beginning of the transborder personal data flow the operator shall make sure that the foreign state to whose territory the personal data are sent provide adequate protection for the rights of personal data subjects.

4. The transborder flow of personal data to the territories of the foreign states which do not provide adequate protection for the rights of personal data subjects may take place in:

1) case when there is a consent in writing of a personal data subject to the transborder flow of his personal data;

2) the cases envisaged by international agreements of the Russian Federation;

3) the cases envisaged by federal laws if it is required for the purposes of protecting the foundation of the constitutional system of the Russian Federation, national defence and state security, and also ensuring the safe, steady and secure operation of the transport complex, safeguarding the interests of person, society and state in the transport complex from illegal interference;

4) the event of implementation of a contract to which a personal data subject is a party;

5) the event of protection of the life, health, other vital interests of a personal data subject or other persons, if no consent in writing can be obtained from the personal data subject.

Article 13. Specificity of Personal Data Processing within State or Municipal Informational Personal Data Systems

1. The state and municipal bodies shall set up within the limits of their authority established in accordance with federal laws, state or municipal informational personal data systems.

2. Federal laws may establish the specificity of record-keeping of personal data within state and municipal informational personal data systems, including the use of various methods of designating the belonging of personal data contained in the appropriate state or municipal personal data informational system to a specific subject of personal data.

3. The rights and freedoms of person and citizen may not be restricted for reasons associated with the use of various methods of personal data processing or designation of the belonging of personal data contained in the state or municipal personal data informational systems to a specific subject of personal data. It is not permitted to use methods of designation of belonging of personal data contained in the state or municipal personal data informational systems to a specific subject of personal data that may hurt the feelings of citizens or be derogatory to human dignity.

4. For purposes of ensuring the realisation of the rights of the subjects of personal data in connection with the processing of their personal data within state or municipal personal data informational systems there may be created a state register of the population whose legal status and procedure for work with which shall be such as prescribed under Federal Law.

Chapter 3. Rights of the Subject of Personal Data

Information on changes:

Federal Law No. 261-FZ of July 25, 2011 reworded Article 14 of this Federal Law. The new wording shall extend to the legal relations arising from July 1, 2011

See the text of the Article in the previous wording

Article 14. The Right of a Personal Data Subject in Respect of His Personal Data

1. A personal data subject is entitled to receive the information specified in [Part 7](#) of this article, except for the cases envisaged by [Part 8](#) of this article. The personal data subject is entitled to demand from an operator that his personal data be adjusted, blocked or destroyed if the personal data are incomplete, outdated, incorrect, illegally received or are not necessary for the declared purpose of processing, and also to take the measures envisaged by a law for protecting his rights.

2. The information mentioned in [Part 7](#) of the present article shall be provided by the operator to the personal data subject in an accessible form and it shall not comprise personal data concerning other personal data subjects, except for cases when there exist legal grounds for disclosing such personal data.

3. The information specified in [Part 7](#) of the present article shall be provided by the operator to the personal data subject or a representative thereof when an inquiry is received from the personal data subject or a representative thereof. The inquiry shall contain the number of the main personal identity document of the personal data subject or of the representative thereof, the date of issue of said document and information on the body that has issued it, information confirming the participation of the personal data subject in relations

with the operator (the number of a contract, the date of conclusion of the contract, a conventional word designation and/or other details) or information otherwise confirming the fact that the personal data are processed by the operator, the signature of the personal data subject or of the representative thereof. The inquiry may be sent as an electronic document and signed by means of an [electronic signature](#) in accordance with the legislation of the Russian Federation.

4. If the information available in [Part 7](#) of the present article and also the processed personal data have been provided to the personal data subject to get acquainted with them on his request, the personal data subject is entitled to apply again to the operator or to send a repeated inquiry thereto for the purpose of getting the information mentioned in [Part 7](#) of the present article and get acquainted with them such personal data at least 30 days after the initial application or the dispatch of the initial inquiry, unless a shorter term is established by a federal law, a normative legal act adopted pursuant thereto or a contract to which the personal data subject is a party or a beneficiary.

5. The personal data subject is entitled to apply again to the operator or to send a repeated inquiry thereto for the purpose of getting the information specified in [Part 7](#) of the present article and also for the purpose of getting acquainted with the processed personal data before the expiry of the term specified in [Part 4](#) of the present article, unless such information and/or processed personal data have been provided to him for him to get acquainted with them in full according to the results of the initial application. The repeated inquiry shall contain a reason for sending a repeated inquiry apart from the details specified in [Part 3](#) of the present article.

6. The operator is entitled to refuse to perform the personal data subject's repeated inquiry that does not comply with the conditions set out in [Parts 4](#) and [5](#) of the present article. Such refusal shall be substantiated. The burden of providing proof of the existence of a good reason for the refusal to perform the repeated inquiry shall be borne by the operator.

7. The personal data subject is entitled to obtain information concerning the processing of his personal data, for instance including the following:

- 1) confirmation of the fact that the personal data are processed by the operator;
- 2) the legal grounds and the purposes of processing of the personal data;
- 3) the objectives of processing of the personal data and the methods of processing used by the operator;
- 4) the name and location of the operator, information on the persons (except for the operator's employees) who have access to the personal data or to whom the personal data can be disclosed under a contract with the operator or under a federal law;
- 5) the processed personal data relating to the relevant personal data subject, the source from which they are obtained, except as another procedure is envisaged by a federal law for the provision of such data;
- 6) the term for completion of personal data processing, including the term of data storage;
- 7) the procedure for the personal data subject to exercise the rights envisaged by this Federal Law;
- 8) information on the completed or would-be transborder data flow;
- 9) the name or the surname, first name, patronymic and address of the person processing the personal data on the operator's assignment, if such person has been or is going to be entrusted with the processing;
- 10) other information envisaged by the present Federal Law or other federal laws.

8. The personal data subject's right of access to his personal data may be restricted in accordance with federal laws, for instance if:

- 1) the processing of the personal data, including the personal data obtained as the

result of operative-search operations, counter-intelligence and intelligence activities takes place for the purposes of national defence, state security and law and order;

2) the personal data are processed by the bodies which have detained the personal data subject on suspicions of having committed a crime or which have presented criminal-case charges to the personal data subject or have imposed a measure of restraint on the personal data subject before presenting charges, except for the cases envisaged by the [criminal procedural legislation](#) of the Russian Federation when the suspect or accused is allowed to get acquainted with such personal data;

3) the personal data are processed in accordance with the legislation on countering the legalisation of incomes received through crime (money laundering) and the financing of terrorism;

4) the personal data subject's access to his personal data infringes on the rights and lawful interests of third persons;

5) the personal data are processed in the cases envisaged by the legislation of the Russian Federation on transport safety for the purposes of ensuring the steady and safe operation of the transport complex, safeguarding the interests of the individual, society and state in the area of the transport complex from illegal interference.

Article 15. Rights of the Subjects of Personal Data in Case of Their Personal Data Being Processed for the Purposes of Promotion of Goods, Work, Services in the Market and Also for Purposes of Political Propaganda

1. The personal data processing for purposes of promoting goods, work, services in the market by implementing direct contacts with potential consumers with the help of communications facilities and also for the purposes of political campaigning shall be allowed only on the condition of the prior consent thereto of the subject of personal data. The said personal data processing shall be regarded as being carried out without the prior consent thereto of the subject of personal data, unless the operator has proved that such consent was obtained.

2. The operator shall be obligated to immediately terminate at the request of the subject of personal data the processing of his or her personal data as envisaged under [Part 1](#) of this Article.

Article 16. Rights of the Subjects of Personal Data in Decision-making Exclusively on the Basis of the Automated Processing of Their Personal Data

1. It is prohibited to take exclusively on the basis of the automated processing of personal data decisions generating legal consequences vis-a-vis the subject of personal data or any otherwise affecting his or her rights and legitimate interests, except for the cases envisaged under [Part 2](#) of this Article.

2. The decision generating legal consequences vis-a-vis the subject of personal data or otherwise affecting his or her rights and legitimate interests may be taken exclusively on the basis of the automated processing of his or her personal data only with the availability of the consent in writing of the subject of personal data or in cases stipulated under federal laws establishing measures towards ensuring the rights and legitimate interests of the subject of personal data.

3. The operator shall be obligated to explain to the subject of personal data the procedure for taking decision exclusively on the basis of the automated processing of his or her personal data and eventual legal consequences of that decision, to provide him or her with the possibility to put up an objection against that decision and also to explain the procedure for protection by the subject of personal data of his or her rights and legitimate interests.

Information on changes:

Federal Law No. 261-FZ of July 25, 2011 amended Part 4 of Article 16 of this Federal Law. The amendments shall extend to the legal relations arising from July 1, 2011

See the text of the Part in the previous wording

4. The operator shall be obligated to consider the objection specified in [Part 3](#) of this Article within 30 days from the receipt thereof and notify the subject of personal data of the results of considering that objection.

Article 17. Right to Appeal Actions or Inaction of the Operator

1. When the subject of personal data maintains that the operator is effecting the processing of his or her personal data in violation of the requirements of this Federal Law or is otherwise infringing upon his or her rights and liberties, the subject of personal data shall have the right to appeal the actions or inaction of the operator before the authorised body for protection of the rights of the subjects of personal data or judicially.

2. The subject of personal data shall be entitled to protection of his or her rights and legitimate interests, including to reimbursement of damages and/or to compensation of moral damage judicially.

Chapter 4. Obligations of the Operator

Information on changes:

Federal Law No. 261-FZ of July 25, 2011 reworded Article 18 of this Federal Law. The new wording shall extend to the legal relations arising from July 1, 2011

See the text of the Article in the previous wording

Article 18. The Duties of the Operator when Personal Data Are Gathered

1. While gathering personal data the operator shall provide the personal data subject on his request with the information envisaged by [Part 7 of Article 14](#) of this Federal Law.

2. If the provision of personal data is compulsory under a federal law the operator shall explain to the personal data subject the legal consequences of his refusal to provide his personal data.

3. Except in the cases envisaged by [Part 4](#) of this article, if personal data have been received from a person other than the personal data subject then prior to starting the processing of such personal data the operator shall provide the following information to the personal data subject:

- 1) the name or the surname, first name, patronymic and address of the operator or its/his representative;
- 2) the purpose of processing of the personal data and the legal ground for it;
- 3) the would-be users of the personal data;
- 4) the rights of the personal data subject established by the Federal Law;
- 5) the source from which the personal data are received.

4. The operator is relieved from the duty to provide the personal data subject with the information envisaged by [Part 3](#) of this article if:

- 1) the personal data subject has been notified of his personal data's being processed by the relevant operator;
- 2) the personal data have been received by the operator under a federal law or in

connection with the performance of a contract to which the personal data subject is either a beneficiary or a surety;

3) the personal data have been made available to the general public by the personal data subject or have been received from a source open to the general public;

4) the personal data are processed by the operator for statistical or other research purposes, for the purpose of pursuing the professional activities of a journalist or scientific, literary or other creative activity, unless in this case the rights and lawful interests of the personal data subject are infringed upon;

5) the provision of the information envisaged by [Part 3](#) of the present article to the personal data subject infringes on the rights and lawful interests of third persons.

Information on changes:

Federal Law No. 242-FZ of July 21, 2014 supplemented Article 18 of this Federal Law with part 5. The part shall [enter into force](#) on September 1, 2015

Federal Law No. 261-FZ of July 25, 2011 supplemented this Federal Law with Article 18.1. The Article shall [extend](#) to the legal relations arising from July 1, 2011

Article 18.1. Measures for Ensuring the Operator's Executing the Duties Envisaged by This Federal Law

1. The operator shall take the measures which are necessary and sufficient for ensuring the execution of the duties envisaged by the present Federal Law and the normative legal acts adopted pursuant thereto. The operator shall define on his own the composition of, and a list of, the measures which are necessary and sufficient for the execution of the duties described by this Federal law and the normative legal acts adopted pursuant thereto, except as otherwise envisaged by this Federal Law or other federal laws. Such measures may for instance include the following:

1) the appointment of a person as responsible for organising the processing of personal data by the operator being a legal entity;

2) the promulgation of documents by the operator being a legal entity, defining the operator's policies in respect of personal data processing, local acts on issues of personal data processing and also local acts establishing procedures aimed at preventing and detecting breaches of the legislation of the Russian Federation and the elimination of the consequences of such breaches;

3) the application of legal, organisational and technical measures for ensuring the security of personal data in accordance with [Article 19](#) of this Federal Law;

4) the exercising of internal control and/or audit of the compliance of personal data processing with the present Federal Law and the normative legal acts adopted pursuant thereof, with the provisions concerning personal data protection, the operator's policies in respect of personal data processing, local acts of the operator;

5) an assessment of the harm that can be caused to a personal data subject when this Federal Law is violated, the correlation of said harm and the measures taken by the operator for ensuring the execution of the duties envisaged by this Federal Law;

6) the acquaintance of the operator's employees who directly process personal data with the provisions of the legislation of the Russian Federation on personal data, for instance with the provisions concerning the protection of personal data, the documents defining the operator's policies in respect of personal data processing, local acts on issues of personal data processing and/or the training of said employees.

2. The operator shall promulgate or otherwise provide unfettered access to the document defining the operator's policies in respect of personal data processing and to

information on implemented provisions governing personal data processing. An operator gathering personal data by means of information-telecommunication networks shall use the relevant information-telecommunication network to publish a document defining the operator's policies in respect of personal data processing and information on implemented provisions governing the protection of personal data and also provide an opportunity for having access to said document by means of the facilities of the relevant information-telecommunication network.

3. The Government of the Russian Federation shall establish a list of measures aimed at ensuring the execution of the duties envisaged by the present Federal Law and the normative legal acts adopted pursuant thereto by the operators being governmental or municipal bodies.

4. On an inquiry of the empowered body in charge of protection of the rights of personal data subjects the operator shall provide the documents and the local acts specified in [Part 1](#) of this article and/or otherwise confirm that the measures mentioned in Part 1 of this article have been taken.

Information on changes:

*Federal Law No. 261-FZ of July 25, 2011 reworded Article 19 of this Federal Law. The new wording shall **extend** to the legal relations arising from July 1, 2011*

[See the text of the Article in the previous wording](#)

Article 19. Measures for Ensuring the Security of Personal Data When They Are Being Processed

1. While processing personal data the operator shall take the necessary legal, organisational and technical measures or make sure they are taken for the purpose of protecting the personal data from illegal or accidental access thereto, destruction, modification, blocking, copying, provision and dissemination of the personal data as well as other illegal actions in respect of the personal data.

2. The security of personal data shall be for instance achieved by means of:

1) detecting threats to the security of the personal data when they are being processed in information systems dedicated to personal data;

2) taking the organisational and technical measures for ensuring the security of the personal data when they are being processed in information systems dedicated to personal data which are required to meet the personal data protection requirements whose observance maintains the personal data protection levels established by the Government of the Russian Federation;

3) using the information protection facilities which have in the established procedure passed a conformity assessment procedure;

4) assessing the effectiveness of the measures taken to ensure the security of the personal data before the commissioning of a information systems dedicated to personal data;

5) keeping record of machine personal data media;

6) detecting the cases of unauthorised access to the personal data and taking measures;

7) restoring the personal data that have been modified or destroyed as the result of unauthorised access thereto;

8) establishing rules for getting access to the personal data processed in information systems dedicated to personal data and also making sure all the actions involving the personal data in the information systems dedicated to personal data get registered and recorded;

9) control over measures taken to ensure the security of the personal data and the level of protection of information systems dedicated to personal data.

3. The following shall be established by the Government of the Russian Federation with due regard to the possible harm to a personal data subject, the scope and content of processed personal data, the type of activity whereby personal data are processed and the significance of threats to personal data security:

1) the levels of protection of personal data when they are being processed in information systems dedicated to personal data depending on the threats to the security of the data;

2) the [requirements](#) applicable to the protection of personal data when they are processed in information systems dedicated to personal data whose implementation ensures the established levels of personal data protection;

3) the requirements applicable to biometric personal data material media and the technologies used to store such data outside information systems dedicated to personal data.

4. The composition and contents of the organisational and technical measures ensuring the security of personal data in the course of their processing in information systems dedicated to personal data required to meet the requirements established by the Government of the Russian Federation in accordance with [Part 3](#) of the present article as applicable to personal data protection for each of the protection levels shall be established by the federal executive governmental body empowered in the area of security and the federal executive governmental body empowered in the area of countering technical intelligence and of the technical protection of information, within the scope of their powers.

5. The federal executive governmental bodies carrying out the function of state policy elaboration and normative legal regulation in the established area of activity, the governmental bodies of the subjects of the Russian Federation, the Bank of Russia, the bodies of state non-budget funds and other governmental bodies within the scope of their powers shall adopt normative legal acts defining the threats to personal data security which are significant when personal data are being processed in the information systems dedicated to personal data used to pursue relevant types of activity, with account being taken of the contents of personal data and the character and methods of processing thereof.

6. Apart from the threats to personal data security defined in the normative legal acts adopted in accordance with [Part 5](#) of the present article associations, unions and other entities uniting operators are entitled to issue their decisions to define additional threats to personal data security which are significant when personal data are being processed in the information systems dedicated to personal data used to pursue specific types of activity by the members of such associations, unions and other entities uniting operators, with account being taken of the contents of personal data and the character and methods of processing thereof.

7. Approval shall be sought for the draft normative legal acts mentioned in [Part 5](#) of the present article from the federal executive governmental body empowered in the area of security and the federal executive governmental body empowered in the area of countering technical intelligence and the technical protection of information. Approval shall be sought for the draft decisions specified in [Part 6](#) of the present article from the federal executive governmental body empowered in the area of security and the federal executive governmental body empowered in the area of countering technical intelligence and the technical protection of information, in the procedure established by the Government of the Russian Federation. A decision of the federal executive governmental body empowered in the area of security and the federal executive governmental body empowered in the area of countering technical intelligence and the technical protection of information on refusal to approve the draft decisions specified in [Part 6](#) of the present article shall be substantiated.

8. Control and supervision over the implementation of the organisational and technical

measures for ensuring personal data security established in accordance with the present article shall be exercised in the course of personal data processing in state information systems dedicated to personal data by the federal executive governmental body empowered in the area of security and the federal executive governmental body empowered in the area of countering technical intelligence and the technical protection of information, within the scope of their powers and without the right of getting acquainted with the personal data processed in information systems dedicated to personal data.

9. By a decision of the Government of the Russian Federation with due regard to the significance and contents of processed personal data the federal executive governmental body empowered in the area of security and the federal executive governmental body empowered in the area of countering technical intelligence and the technical protection of information may be given the powers of control over the observance of the organisational and technical measures ensuring personal data security which are established in accordance with the present article, when they are being processed in the information systems dedicated to personal data which are used to pursue specific types of activity and are other than state information systems dedicated to personal data, without the right of getting acquainted with the personal data processed in information systems dedicated to personal data.

10. Personal data may be used and stored outside information systems dedicated to personal data only on such material data media and by means of such data storage technology that ensure the protection of the data from illegal or accidental access thereto or the destruction, modification, blocking, copying, provision or dissemination thereof.

11. For the purposes of the present article the "threat to personal data security" means a set of conditions and factors posing a danger of unauthorised, for instance accidental, access to personal data that can result in the destruction, modification, blocking, copying, provision or dissemination of the personal data as well as other illegal actions in the course of their being processed in an information system dedicated to personal data. The "level of protection of personal data" means a complex indicator characterising the requirements whose observance ensures the neutralising of specific personal data security threats when data are being processed in information systems dedicated to personal data.

Information on changes:

Federal Law No. 261-FZ of July 25, 2011 reworded Article 20 of this Federal Law. The new wording shall extend to the legal relations arising from July 1, 2011

See the text of the Article in the previous wording

Article 20. The Duties of the Operator when a Personal Data Subject Applies Thereto or when an Inquiry Is Received from a Personal Data Subject or a Representative Thereof and Also from an Empowered Body Charged with Protecting the Rights of Personal Data Subjects

1. Information shall be provided by the operator in the procedure envisaged by [Article 14](#) of this Federal Law to a personal data subject or a representative thereof about the availability of personal data relating to the relevant personal data subject as well as an opportunity for getting acquainted with the personal data if the personal data subject or a representative thereof applies for it or within 30 days after an inquiry is received from the personal data subject or a representative thereof.

2. In the event of refusal to provide information on the availability of personal data concerning the relevant personal data subject or personal data to the personal data subject or a representative thereof if they have applied or when an inquiry is received from the personal data subject or a representative thereof the operator shall be given a substantiated reply in

writing including reference to the provision of [Part 8 of Article 14](#) of this Federal Law or another federal law deemed a ground for such refusal, within 30 days after the application of the personal data subject or the representative thereof or after the date of receiving the inquiry from the personal data subject or the representative thereof.

3. The operator shall provide free of charge an opportunity to the personal data subject or a representative thereof to get acquainted with the personal data concerning that personal data subject. Within seven working days after the provision of information by the personal data subject or a representative thereof confirming that the personal data are incomplete, incorrect or out of date, the operator shall make the necessary amendments thereto. Within seven working days after the provision of information by the personal data subject or a representative thereof confirming that such personal data have been illegally received or are not necessary for the declared purpose of processing the operator shall destroy such personal data. The operator shall notify the personal data subject or a representative thereof of the amendments made and the measures taken and shall take reasonable measures for notifying the third persons to which that subject's personal data have been provided.

4. The operator shall provide the empowered body in charge of the protection of the rights of personal data subjects, on that body's inquiry, with the necessary information within 30 days after receiving such inquiry.

Information on changes:

Federal Law No. 261-FZ of July 25, 2011 reworded Article 21 of this Federal Law. The new wording shall [extend](#) to the legal relations arising from July 1, 2011

[See the text of the Article in the previous wording](#)

Article 21. The Operator's Duty to Eliminate Breaches of the Legislation That Occurred when Personal Data Were Being Processed, and to Update, Block and Destroy Personal Data

1. If it is discovered that personal data have been wrongfully processed when the personal data subject or a representative thereof applied or on an inquiry of the personal data subject or a representative thereof or of the empowered body in charge of the protection of the rights of personal data subjects, the operator shall block the wrongfully processed personal data relating to that personal data subject or make sure they get blocked (if the personal data are processed by another person acting on the operator's assignment) from the time of such application or of the receipt of said inquiry for the period of verification. If incorrect personal data have been discovered when the personal data subject or a representative thereof applied or on their inquiry or on an inquiry of the empowered body in charge of the protection of the rights of personal data subjects, the operator shall block the personal data relating to that personal data subject or make sure they get blocked (if the personal data are processed by another person acting on the operator's assignment) from the time of such application or of the receipt of said inquiry for the period of verification, unless the blocking of the personal data infringes on the rights and lawful interest of the personal data subject or third persons.

2. If the incorrectness of the personal data has been confirmed then on the basis of the information provided by the personal data subject or a representative thereof or the empowered body in charge of the protection of the rights of personal data subjects or the other necessary documents the operator shall adjust the personal data or arrange for the adjustment thereof (if the personal data are processed by another person acting on the operator's assignment) within seven working days after the provision of such data and shall lift the blockage of the personal data.

3. If it is discovered that the operator or a person acting on the operator's assignment has wrongfully processed personal data then the operator shall within three working days after the discovery stop the wrongful processing of the personal data or make sure the wrongful processing of the personal data is stopped by another person acting on the operator's assignment. If the legal processing of personal data cannot be ensured the operator shall destroy such personal data or make sure they get destroyed within ten working days after the discovery of wrongful personal data processing. About the elimination of the committed wrongdoing or the destruction of the personal data the operator shall notify the personal data subject or a representative thereof, and in the event of an application of the personal data subject or a representative thereof or an inquiry of the empowered body in charge of the protection of the rights of personal data subjects have been sent by the empowered body in charge of the protection of the rights of personal data subjects, also that body.

4. Once the purpose of processing of personal data has been achieved the operator shall stop processing the personal data or make sure it is stopped (if the personal data are processed by another person acting on the operator's assignment) and destroy the personal data or make sure they get destroyed (if the personal data are processed by another person acting on the operator's assignment) within 30 days after the date of achievement of the purpose of personal data processing, except as otherwise envisaged by a contract to which the personal data subject is a beneficiary or surety, another agreement between the operator and the personal data subject or if the operator is not entitled to process the personal data without the consent of the personal data subject on the grounds envisaged by the present Federal Law or other federal laws.

5. If a personal data subject has revoked his consent to his personal data's being processed the operator shall stop processing them or make sure it is stopped (if the personal data are processed by another person acting on the operator's assignment), and if the storage of the personal data is no longer needed for the purposes of personal data processing, destroy the personal data or make sure they get destroyed (if the personal data are processed by another person acting on the operator's assignment) within 30 days after the receipt of said revocation, except as otherwise envisaged by a contract to which the personal data subject is a beneficiary or surety, another agreement between the operator and the personal data subject or if the operator is not entitled to process the personal data without the consent of the personal data subject on the grounds envisaged by this Federal Law or other federal laws.

6. If the personal data cannot be destroyed within the term specified in [Parts 3-5](#) of this article the operator shall block such personal data or make sure they get blocked (if the personal data are processed by another person acting on the operator's assignment) and make sure the personal data are destroyed within six months, except if another term is established by federal laws.

Article 22. Notification of Personal Data Processing

1. The operator shall, prior to commencing the processing of personal data, notify the body duly authorised to protect the rights of the subjects of personal data of its intention to carry out the processing of personal data, except for instances envisaged under [Part 2](#) of this Article.

2. The operator shall have the right to effect, without notifying the authorised body for protection of the rights of the subjects of personal data, processing of personal data:

Information on changes:

[Federal Law](#) No. 261-FZ of July 25, 2011 reworded Item 1 of Part 2 of Article 22 of this Federal Law. The new wording shall [extend](#) to the legal relations arising from July 1, 2011

[See the text of the Item in the previous wording](#)

- 1) processed in accordance with the [labour legislation](#);
- 2) that were obtained by the operator in connection with making a contract the party to which is the subject of personal data, unless the personal data are disseminated and furnished to third persons without the consent thereto of the subject of personal data and provided those are used by the operator exclusively to execute the said contract and to conclude contracts with the subject of personal data;

Information on changes:

Federal Law No. 261-FZ of July 25, 2011 amended Item 3 of Part 2 Article 22 of this Federal Law. The amendments shall [extend](#) to the legal relations arising from July 1, 2011

[See the text of the Item in the previous wording](#)

- 3) that pertain to the members (participants) of a public association or religious organisation and are processed by a relevant public association or religious organisation operating in accordance with the legislation of the Russian Federation, for achieving the legitimate goals specified under their respective constituent documents, provided that the personal data are not disseminated or disclosed to third persons without the consent thereto in writing of the subjects of personal data;

Information on changes:

Federal Law No. 261-FZ of July 25, 2011 reworded Item 4 of Part 2 of Article 22 of this Federal Law. The new wording shall [extend](#) to the legal relations arising from July 1, 2011

[See the text of the Item in the previous wording](#)

- 4) made available to the general public by the personal data subject;
- 5) that include only family names, first names and patronymics of the subjects of personal data;
- 6) that are essential for purposes of one-time passage of the subject of personal data into the territory of location of the operator or for other similar purposes;

Information on changes:

Federal Law No. 261-FZ of July 25, 2011 amended Item 7 of Part 2 of Article 22 of this Federal Law. The amendments shall [extend](#) to the legal relations arising from July 1, 2011

[See the text of the Item in the previous wording](#)

- 7) that are incorporated within the personal data informational systems, enjoying in accordance with the federal laws the status of state automated informational systems and also within the governmental informational systems of personal data created with the objective of protecting the security of the state and public order;
- 8) that are processed without the use of automated means as is envisaged under the federal laws or other statutory legal acts of the Russian Federation prescribing requirements for ensuring the security of personal data in processing of same and for observance of the rights of the subjects of personal data.

Information on changes:

Federal Law No. 261-FZ of July 25, 2011 supplemented Part 2 of Article 22 of this Federal Law with Item 9. The Item shall extend to the legal relations arising from July 1, 2011

9) processed in the cases envisaged by the [legislation](#) of the Russian Federation on transport safety, for the purposes of ensuring the steady and safe operation of the transport complex, protecting the interests of the individual, society and state in the area of the transport complex from illegal interference.

Information on changes:

Federal Law No. 261-FZ of July 25, 2011 amended Part 3 of Article 22 of this Federal Law. The amendments shall extend to the legal relations arising from July 1, 2011

See the text of the Part in the previous wording

3. The notice envisaged by [part 1](#) of the present article shall be sent as a paper document or an electronic document and signed by an empowered person. The notice shall comprise the following information:

- 1) name (family name, first name, patronymic), address of the operator;
- 2) the goal of personal data processing;
- 3) categories of personal data;
- 4) categories of the subjects whose personal data are processed;
- 5) legal grounds for personal data processing;
- 6) a list of actions involving personal data, general description of the methods of personal data processing used by the operator;
- 7) a description of the measures envisaged by [Articles 18.1](#) and [19](#) of the present Federal Law, for instance information on the availability of encoding (cryptographic) facilities and a description of such facilities;
 - 7.1) the surname, first name and patronymic of the natural person or the name of the legal entity responsible for the organisation of personal data processing and their contact phone numbers, postal and e-mail addresses;
- 8) date of beginning the processing of personal data;
- 9) period or condition for termination of personal data processing.
- 10) information on the existence or lack of transborder flow of personal data in the course of their processing;

Information on changes:

Federal Law No. 242-FZ of July 21, 2014 supplemented part 3 of Article 22 of this Federal Law with Item 10.1. The Item shall enter into force on September 1, 2015

11) information on personal data security arrangements according to the provisions governing the protection of personal data established by the Government of the Russian Federation.

4. The authorised body for protection of the rights of the subjects of personal data shall, within thirty days from receipt of notification of personal data processing, enter the data specified under [Part 3](#) of this Article and also data on the date of forwarding said notification into the register of operators. The data found in the register of operators, except for the data on the means of ensuring the security of personal data in the processing of same, shall be open to the general public.

5. The operator may be required to bear the costs involved in considering the notification of personal data processing by the authorised body for protection of the rights of

the subjects of personal data and also in connection with the entering of data into the register of operators.

6. In case of the submission of incomplete or inaccurate data as stipulated under Part 3 of this Article, the authorised body for protection of the rights of the subjects of personal data shall have the right to demand that the operator specify the data submitted prior to entering them into the register of operators.

Information on changes:

Federal Law No. 261-FZ of July 25, 2011 reworded Part 7 of Article 22 of this Federal Law. The new wording shall extend to the legal relations arising from July 1, 2011

See the text of the Part in the previous wording

7. If the information mentioned in Part 3 of the present article is modified, and also if personal data processing is terminated the operator shall notify accordingly the empowered body in charge of the protection of the rights of personal data subjects within ten working days after the date of which such modification or the date of termination of personal data processing.

Information on changes:

Federal Law No. 261-FZ of July 25, 2011 supplemented Chapter 4 of this Federal Law with Article 22.1. The Article shall extend to the legal relations arising from July 1, 2011

Article 22.1. The Persons Responsible for Organising Personal Data Processing in Organisations

1. An operator being a legal entity shall appoint a person as responsible for organising the processing of personal data.

2. The person responsible for personal data processing shall get directions directly from the executive body of the organisation being the operator and shall report to that body.

3. The operator shall provide the person responsible for personal data processing with the information mentioned in Part 3 of Article 22 of this Federal Law.

4. Among other things, the person responsible for personal data processing shall:

1) exercise internal control over the operator's and its employees' observance of the legislation of the Russian Federation on personal data, including the requirements to personal data protection;

2) inform the operator's employees of the provisions of the legislation of the Russian Federation on personal data and local acts on issues of personal data processing and requirements to personal data protection;

3) organise the acceptance and processing of applications and inquiries of personal data subjects or their representatives and/or exercise control over the acceptance and processing of such applications and inquiries.

Chapter 5. Control and Supervision over the Processing of Personal Data. Responsibility in Case of Violation of the Requirements of This Federal Law

Article 23. Body Duly Authorised to Protect the Rights of the Subjects of Personal Data

1. The authorised body for protection of the rights of the subjects of personal data entrusted with control and supervision over compliance of personal data processing with the requirements of this Federal Law shall be a federal executive body performing the functions of

control and supervision in the sphere of informational technologies and communications.

2. The authorised body for protection of the rights of the subjects of personal data shall deal with applications of the subject of personal data regarding the conformity of the content of personal data and methods of their processing with the goals of processing of same and take relevant decisions.

3. The authorised body for protection of the rights of the subjects of personal data shall be entitled:

1) to request that individuals and legal entities furnish the information necessary for the realisation of their powers and to receive that information free of charge;

2) to carry out verification of data contained in the notification of personal data processing or engage in order to carry out such verification the services of other governmental bodies within their respective powers;

3) to demand that the operator update, block or destroy inaccurate or illegally obtained personal data;

Information on changes:

*Federal Law No. 242-FZ of July 21, 2014 supplemented part 3 of Article 23 of this Federal Law with Item 3.1. The Item shall **enter into force** on September 1, 2015*

4) to take in the procedure established under the legislation of the Russian Federation measures to suspend or terminate the processing of personal data effected in violation of the requirements of this Federal Law;

Information on changes:

*Federal Law No. 261-FZ of July 25, 2011 amended Item 5 of Part 3 of Article 23 of this Federal Law. The amendments shall **extend** to the legal relations arising from July 1, 2011*

See the text of the Item in the previous wording

5) to apply to the court with the statements of claim to protect the rights of the subjects of personal data for instance for the protection of the rights of an unlimited group of persons, and represent the interests of the subjects of personal data in court;

Information on changes:

*Federal Law No. 261-FZ of July 25, 2011 supplemented Part 3 of Article 23 of this Federal Law with Item 5.1. The Item shall **extend** to the legal relations arising from July 1, 2011*

5.1) to send to the federal executive governmental body empowered in the area of security and the federal executive governmental body empowered in the area of countering technical intelligence and of the technical protection of information, as applicable to the field of their activities, the information specified in **Item 7 of Part 3 of Article 22** of this Federal Law;

6) to file applications to the body effecting the licencing of activity of the operator for considering the issue of taking measures to suspend or annul a respective licence in the procedure established under the **legislation** of the Russian Federation, when the prerequisite of the licence to conduct that activity is the ban to transfer personal data to third persons without the consent in writing thereto of the subject of personal data;

7) to send to the bodies of prosecution and other law enforcement bodies materials to take decisions on starting legal proceedings on the basis of elements of crime associated with the violation of rights of the subjects of personal data, in accordance with the relevant jurisdiction;

8) to make to the Government of the Russian Federation proposals on improving the statutory legal regulation of protection of rights of the subjects of personal data;

9) to bring to administrative liability persons guilty of violating this Federal Law.

4. The personal data that became known to the authorised body for protection of the rights of the subjects of personal data as it conducts its activity shall be subject to confidentiality of personal data.

5. The authorised body for protection of the rights of the subjects of personal data shall be obligated:

1) to organise in accordance with the requirements of this Federal Law and other federal laws protection of the rights of the subjects of personal data;

2) to consider the complaints and applications of citizens or legal entities on issues associated with the processing of personal data and also to take within its respective powers decisions, proceeding from the results of considering said complaints and applications;

3) to keep the register of operators;

4) to implement measures aimed at improving the protection of the rights of the subjects of personal data;

5) to take, in the procedure established under the legislation of the Russian Federation upon the recommendation of the federal executive body authorised in the field of ensuring the security or the federal executive body authorised in the field of countering technical intelligence services and technical protection of information, measures to suspend or terminate the processing of personal data;

6) to inform the governmental bodies and also the subjects of personal data at their applications or inquiries of the state of affairs in the sphere of protection of rights of the subjects of personal data;

7) to perform other obligations as may be envisaged under the legislation of the Russian Federation.

Information on changes:

Federal Law No. 261-FZ of July 25, 2011 supplemented Article 23 of this Federal Law with Part 5.1. The Part shall extend to the legal relations arising from July 1, 2011

5.1. The empowered body in charge of the protection of the rights of personal data subjects shall co-operate with bodies empowered to protect the rights of personal data subjects in foreign states, for instance carry out the international exchange of information on the protection of personal data subjects, and endorse a list of the foreign states that provide adequate protection of the rights of personal data subjects.

6. Decisions of the authorised body for protection of the rights of the subjects of personal data may be appealed judicially.

7. The authorised body for protection of the rights of the subjects of personal data shall, on an annual basis, send a report on its activity to the President of the Russian Federation, the Government of the Russian Federation and the Federal Assembly of the Russian Federation. Said report shall be published in mass media outlets.

8. The financing of the authorised body for protection of the rights of the subjects of personal data shall be effected for account of the federal budget funds.

9. Under the authorised body for protection of the rights of the subjects of personal data shall be set up on a voluntarily basis a consultative board procedure for the formation and activity of which shall be determined by the authorised body for protection of the rights of the subjects of personal data.

Information on changes:

Federal Law No. 261-FZ of July 25, 2011 amended Article 24 of this Federal Law. The amendments shall extend to the legal relations arising from July 1, 2011

See the text of the Article in the previous wording

Article 24. Liability for Violation of the Requirements of This Federal Law

1. Persons guilty of violation of the requirements of this Federal Law shall bear the liabilities envisaged by the legislation of the Russian Federation.

2. Moral harm sustained by a personal data subject as the result of an infringement on his rights, a breach of the personal data processing rules established by this Federal Law and also provisions concerning personal data protection established in accordance with this Federal Law is subject to compensation in accordance with the [legislation](#) of the Russian Federation. Compensation for moral harm shall be provided irrespectively of compensation for property harm and the damages sustained by the personal data subject.

Chapter 6. Final Provisions

Article 25. Final Provisions

1. This Federal Law shall take effect upon the expiration of one hundred and eighty days from its [official publication](#).

2. Following the effective day of this Federal Law, the processing of personal data that were incorporated within the personal data informational systems prior to its effective day shall be carried out in accordance with this Federal Law.

Information on changes:

Federal Law No. 261-FZ of July 25, 2011 supplemented Article 25 of this Federal Law with Part 2.1. The Part shall extend to the legal relations arising from July 1, 2011

2.1. The operators that had been processing personal data before July 1, 2011 shall provide the empowered body in charge of the protection of the rights of personal data subjects with the information specified in [Items 5, 7.1, 10 and 11 of Part 3 of Article 22](#) of the present Federal Law by January 1, 2013.

3. [Abrogated](#) from July 1, 2011.

Information on changes:

See the text of [Part 3 of Article 25](#)

4. The operators that have been carrying out the processing of personal data prior to the effective day of this Federal Law and continue effecting that processing following its effective day shall be obligated to send to the authorised body for protection of the rights of the subjects of personal data, except for the instances specified under [Part 2 of Article 22](#) of this Federal Law, a notification provided under [Part 3 of Article 22](#) of this Federal Law, not later than January 1, 2008.

Federal Law No. 43-FZ of April 5, 2013 supplemented Article 25 of this Federal Law with part 5

Information on changes:

5. The relationships that have to do with personal data processing carried out by state

bodies, legal entities and natural persons when state and municipal services are being provided, state and municipal functions are performed in the subject of the Russian Federation that is the federally-significant City of Moscow are regulated by the present Federal Law, except as otherwise envisaged by the [Federal Law](#) on the Details of Regulation of Specific Legal Relationships in Connection with the Joining of Territories to the Subject of the Russian Federation That Is the Federally-Significant City of Moscow and on Amending Certain Legislative Acts of the Russian Federation.

President of the Russian Federation

V. Putin

The Kremlin, Moscow